Single Bench

Single Bench

(1)

CF/1302

In the Honble High Court of Judicature of Chhattishgarh at Bilaspur (C.G.)

W.P. No. 4489 2006

P.R. No. US 36/06
Presented by Shri S.K. Verma
dated 21.8.06

Petitioner ... ... Samerlal Nishad, aged 43 years
Son of Shri Puranik Nishad,
Assistant Teacher, Girls Middle School,
Village Gotatola, Tribal Block Mohala,
District Rajnandgoan (C.G.)

Versus

Respondents ..... 1. The State Government of Chhattishgarh,
Through the Secretary,
Tribal Welfare Department Ministry,
D.K.S. Bhavan, Raipur (C.G.)

2. The Education Officer, Mohala
District Rajnandgaon (C.G.)

3. Block Education Officer
Mohla. Distt. Rajnandgaon.

Writ Petition under Articles 226 and 227 of the Constitution of India for the issuance of WRIT in the nature of MANDAMUS certiorari, Prohibition and for other Suitable writ or writs, order or orders, Direction or Directions.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(24)

मामला क्रमांक ...W.P.No.....4489 **सन्** 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28.8.2006

Heard Shri Somkant Verma, counsel for the petitioner and Shri Sumesh Bajaj, Government Advocate for the State/ respondents, on advance copy.

The case of the petitioner is that he is working as Assistant Teacher and as per the Instructions dated 24-12-98 issued by the State of M.P. the Assistant Teachers who have passed B.T.I., B. Ed. and M.Ed. examination on their own expenses after 22-10-64 are entitled for two advance increments and order of Government is Annexure-P/2. The petitioner passed his B. T.I. examination on his own cost in the year 1991-92 and a certificate to that effect is Annexure-P/1, but the petitioner has not been given the benefit whereas, similarly situated persons have been granted two advance increments under the orders of the Tribunal and this Court vide Annexure-P/3.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation along with copy of this petition raising all his grievances to the District Education Officer within a period of 15 days from today and in turn, District Education Officer is directed to examine the case of the petitioner in the light of averments made by the petitioner in this petition and in the representation also. If the District Education Officer reaches to the conclusion that similarly situated persons have been granted the benefit of two advance increments and the petitioner's case is also covered for grant of two advance increments on the basis of Government's order, then to pass orders within a period of 3 months from today, in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Sd/-
L.C. Bhadoo
Judge